

HOUSE BILL 1468

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J1

2004 Regular Session  
(4lr3154)

**ENROLLED BILL**

-- Health and Government Operations/Education, Health, and Environmental Affairs --

Introduced by ~~Delegate Jameson~~ **Delegates Jameson, Hurson, Hammen,  
Boutin, Costa, Donoghue, Elliott, Goldwater, Kach, Mandel, Morhaim,  
Nathan-Pulliam, Rosenberg, Rudolph, Smigiel, V. Turner, and Weldon**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Bed and Breakfast Establishments - Food Service - Regulation**

3 FOR the purpose of exempting certain bed and breakfast establishments from certain  
4 Department of Health and Mental Hygiene and local government regulations  
5 relating to a certain type of kitchen equipment; requiring certain bed and  
6 breakfast establishments to ~~register with the health officer in the county~~ be  
7 licensed as food establishments; providing that certain bed and breakfast  
8 establishments are subject to certain food safety and contamination regulations;  
9 requiring the health officer in each county where a certain bed and breakfast  
10 establishment is ~~registered~~ licensed to inspect the bed and breakfast  
11 establishment for compliance with certain food safety and contamination  
12 regulations; and generally relating to the regulation of food service at bed and  
13 breakfast establishments.

14 BY adding to

1 Article - Health - General  
2 Section 21-323.1  
3 Annotated Code of Maryland  
4 (2000 Replacement Volume and 2003 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
6 MARYLAND, That the Laws of Maryland read as follows:

7 **Article - Health - General**

8 21-323.1.

9 (A) IN THIS SECTION, "BED AND BREAKFAST ESTABLISHMENT" MEANS A  
10 LODGING OR ROOMING HOUSE AS DEFINED IN § 9-201 OF THE PUBLIC SAFETY  
11 ARTICLE HAVING ~~EIGHT~~ FIVE EIGHT ROOMS OR LESS FOR RENT.

12 (B) A BED AND BREAKFAST ESTABLISHMENT IS EXEMPT FROM ANY  
13 REGULATION GOVERNING FOOD SERVICE FACILITIES THAT IS ADOPTED BY THE  
14 DEPARTMENT OR A LOCAL GOVERNMENT RELATING TO THE CONSTRUCTION OR  
15 INSTALLATION OF COMMERCIAL GRADE KITCHEN EQUIPMENT IN THE BED AND  
16 BREAKFAST ESTABLISHMENT.

17 (C) EACH BED AND BREAKFAST ESTABLISHMENT THAT INTENDS TO SERVE  
18 HOT MEALS TO RENTERS SHALL BE ~~REGISTERED WITH THE HEALTH OFFICER FOR~~  
19 ~~THE COUNTY AND IS:~~

20 (1) LICENSED IN ACCORDANCE WITH § 21-305 OF THIS SUBTITLE; AND

21 (2) SUBJECT TO STATE AND LOCAL HEALTH REGULATIONS THAT  
22 GOVERN FOOD SAFETY AND CONTAMINATION.

23 (D) IN EACH COUNTY, THE HEALTH OFFICER SHALL INSPECT EACH BED AND  
24 BREAKFAST ESTABLISHMENT THAT INTENDS TO SERVE HOT MEALS TO RENTERS  
25 FOR COMPLIANCE WITH FOOD SAFETY AND CONTAMINATION REGULATIONS IN  
26 ACCORDANCE WITH § 21-313 OF THIS SUBTITLE.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2004.